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*Attorneys for Defendant,  
Ameristar Casinos, Inc.*

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

YOLANDA MCAVOY,

Plaintiff,

v.

AMERISTAR CASINOS INC. BENEFIT  
PLAN; AMERISTAR CASINOS, INC., a  
Nevada Corporation and administrator of  
AMERISTAR CASINOS, INC. BENEFIT  
PLAN; SUN LIFE ASSURANCE  
COMPANY OF CANADA, a Delaware  
corporation dba SUN LIFE FINANCIAL; and  
DOES 1-10, inclusive,

Defendants.

Case No. 2:09-cv-02074-JCM-LRL

**MOTION TO EXTEND TIME IN  
WHICH TO FILE REPLY**

**[FIRST REQUEST]**

Defendant Ameristar Casinos, Inc. ("Ameristar") hereby moves for a two week extension, from September 7, 2010, until September 21, 2010, in which to file its Reply in Support of its Motion to Dismiss Plaintiff's First Amended Complaint. This Motion is based on Federal Rule of Civil Procedure 6(b), Local Rule 6-1 and the Points and Authorities that follow.

Dated: September 3, 2010.

BROWNSTEIN HYATT FARBER SCHRECK, LLP

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## POINTS AND AUTHORITIES

Ameristar's Reply in support of its Motion to Dismiss Plaintiff's First Amended Complaint is currently due Tuesday, September 7, 2010. The undersigned requests an extension until September 21, 2010, to file the Reply to accommodate his work load, an out-of-town trip during the Labor Day weekend, and deadlines in other cases during the same time period.

Federal Rule of Civil Procedure 6(b) and Local Rule 6-1 permit the Court to grant this motion, which is made before the expiration of the time to be extended, for good cause. The work load, holiday and other case deadlines set forth above are good cause for this short extension.

Dated: September 3, 2010.

BROWNSTEIN HYATT FARBER SCHRECK, LLP

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*Attorney for Defendant, Ameristar Casinos, Inc.*

## **ORDER**

**IT IS SO ORDERED.**

  
**UNITED STATES DISTRICT JUDGE**

**Dated:** September 7, 2010

**Case No. 2:09-cv-02074-JCM-LRL**